

United States Marshals Service

PLAINTIFF UNITED STATES OF AMERICA		COURT CASE NUMBER CR-05-10195-PBS
DEFENDANT MICHAEL PINA AND DANIEL GOMES		TYPE OF PROCESS Preliminary Order of Forfeiture
SERVE  AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN PUBLICATION	
	ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code)	

SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:		Number of process to be served with this Form - 285
Kristina E. Barclay, Assistant U.S. Attorney United States Attorney's Office John Joseph Moakley United States Courthouse 1 Courthouse Way, Suite 9200 Boston, MA 02210		Number of parties to be served in this case
		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service)

Please publish a copy of the attached Notice of Forfeiture at least once per week for three successive weeks in the Boston Herald or any other newspaper having a general circulation in this District, in accordance with the attached Preliminary Order of Forfeiture and applicable law.

CATS ID No. 04-ATF-001155

JLJ x.3297

Signature of Attorney or other Originator requesting service on behalf of :	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (617) 748-3100	DATE December 7, 2007
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process No. _____	District of Origin No. _____	District to Serve No. _____	Signature of Authorized USMS Deputy or Clerk	Date 12/20/07
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I hereby certify and return that I have personally served. have legal evidence of service. have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).

Name and title of individual served (If not shown above).					<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Department of Justice Address (complete only if different than shown above) Bureau of ATF Asset Forfeiture Seized Property Branch 99 New York Avenue, NE Mail Stop 3 North 600 Washington, DC 20226					Date of Service 2/19/08 Time am pm Signature of U.S. Marshal or Deputy
Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount Owed to US Marshal or Amount of Refund

REMARKS:

Proof/Affidavit Attached

PUBLISHER'S CERTIFICATE

Commonwealth of Massachusetts
County of Suffolk } ss.

On this 8th day of February A.D. 20 08
personally appeared before the undersigned, a Notary Public, within and for

the said county, Lisa Pupillo

of the Boston Herald a newspaper published by
Boston Herald, Inc., in Boston, County of Suffolk, in the Commonwealth of
Massachusetts, and who being duly sworn, states on oath that the

Notice of Forfeiture Case# 762025-04-0027
advertisement was published in said newspaper in its issues of

Dec 27, 2007, Jan 3, 2008 Jan 10, 2008 A.D. 20 08

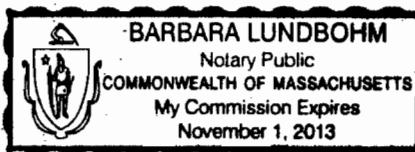
Lisa Pupillo

Subscribed and sworn to before me this 4th

day of February A.D. 20 08

Barbara Lundbohm

Notary Public



**DISTRICT COURT
COMMONWEALTH OF MASSACHUSETTS**

NOTICE OF ORDER OF FORFEITURE

Criminal Case No. 04-10195-PBS.

United States of America, District of Massachusetts, at Boston, Massachusetts.
Notice is hereby given that, on September 21, 2007, a preliminary Order of Forfeiture was entered pursuant to 21 U.S.C. § 853 in the United States District Court against Defendants, Michael Pina and Daniel Gomez, interest in the following:

\$1,572.90 in U.S. Currency, seized on May 26, 2005 from 193 Cottage Street, New Bedford, MA.

Pursuant to the provisions set forth in 21 U.S.C. § 853 (n) (2), any person, other than the Defendant, asserting a legal interest in the asset set forth above within thirty (30) days of the final publication of the notice or that persons receipt of direct written notice, whichever is earlier, must file a petition with the United States District Court in the District of Massachusetts, requesting a hearing to adjudicate the validity of his, or her, interest in the asset; and the petition shall be signed by the petitioner under the penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, or interest in the asset, the time and circumstances of the petitioner's acquisition of the right, title, or interest in the asset, any additional facts supporting the petitioner's claim, and the relief sought. The petition must also be served upon the United States Attorney's Office, Boston, Massachusetts, Suite 9000, Boston, Massachusetts 02210, Attention: Asset Forfeiture Unit within the thirty (30) day period provided under 21 U.S.C. § 853 (n).

Upon adjudication of all third party interests, the Court will enter a final order of forfeiture in which a statement of the assets addressed above, at that time, the United States of America intends to dispose of the above-described asset in accordance with law.

**BUREAU OF ALCOHOL, TOBACCO AND FIREARMS AND EXPLOSIVES
DEPARTMENT OF JUSTICE**
Dec 27, Jan 3, 10.